

ATTACHMENT 95

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: DA VINCI SURGICAL)
ROBOT ANTITRUST LITIGATION) Case No.:
-----) 3:21-cv-03825-VC
THIS DOCUMENT RELATES TO:)
ALL CASES) Pages 1 to 205
-----)
SURGICAL INSTRUMENT SERVICE)
COMPANY, INC.,)
)
Plaintiff,)
)
vs.)
)
INTUITIVE SURGICAL, INC.,)
)
Defendant.)
-----)

DEPOSITION OF:
CLIFTON EARL PARKER, VOLUME I
TUESDAY, OCTOBER 25, 2022
9:08 a.m. Eastern Daylight Time

REPORTED BY:
Vickie Blair
CSR No. 8940, RPR-CRR
JOB NO. 5541122

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[illegible]

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7 MR. BERHOLD: Objection. 07:42:56

8 BY MS. WINNER: 07:43:00

9 Q No? 07:43:00

10 A No. 07:43:01

11 Q What were you referring to? 07:43:01

12 A Remanufacturing has to do with how you 07:43:02

13 modify an instrument that you plan to resell. If it's 07:43:10

14 an instrument that is owned by the hospital and the 07:43:17

15 hospital wants to have that instrument repaired and 07:43:21

16 reset, then that's not considered remanufacturing; 07:43:23

17 that's considered a repair. 07:43:30

18 Q And that's your position; correct? 07:43:31

19 A That's my position; that's the same 07:43:33

20 position that Kevin, who handles our regulatory 07:43:37

21 affairs, has come to following the guidance of the FDA 07:43:42

22 blue book memorandum, and he can speak more to that 07:43:47

23 than I can, I'm not an expert on this, going by what 07:43:51

24 I've been told by him, and -- 07:43:54

25 Q Where is -- sorry. 07:43:57

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1 STATE OF CALIFORNIA)

2) ss.

3 COUNTY OF LOS ANGELES)

4 I, Vickie Blair, CSR No. 8940, RPR-CRR, in
5 and for the State of California, do hereby certify:

6 That, prior to being examined, the witness
7 named in the foregoing deposition was by me duly sworn
8 to testify as to the truth, the whole truth, and
9 nothing but the truth;

10 That said deposition was taken before me
11 at the time and place therein set forth, and was taken
12 down by me stenographically and thereafter transcribed
13 via computer-aided transcription under my direction and
14 is a true record of the testimony given;

15 I further certify I am neither counsel
16 for, nor related to, any party to said action, nor
17 interested in the outcome thereof;

18 IN WITNESS WHEREOF, I have hereto
19 subscribed my name this 4th day of November, 2022.

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23 

24 Vickie Blair, CSR No. 8940, RPR-CRR
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